IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

OFFICIAL LIQUIDATOR'S REPORT DT.23/09/2005

IN

COMPANY PETITION NO.385 OF 2002

In the matter of M/s.Swadeshi Mills Co.Ltd. (In Provisional Liquidation)

B.I.F.R. ...Petitioner

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Mr.S.C.Gupta, Official Liquidator is present.

Mr.Rau Gawde i/b K.Ashar & Co. for IDBI/Secured Creditors.

Mr.P.C.Kansara for Sales Tax Department.

Ms.B.B.Dholakia for R.M.M.S.

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CORAM: A.M.KHANWILKAR, J.

SEPTEMBER 29, 2005.

P.C.

1. No objection has been registered with regard to prayer clause (a). Accordingly, relief

in terms of (a) of the report of the Official Liquidator dated 23rd September 2005 is granted.

2. Insofar as prayer clause (b) is concerned, there is no objection for disbursal of the amount to the Sales Tax Department from anyone. Accordingly, even the said relief (b) is granted.

3. It is, however, made clear that if there is any further claim of the Sales Tax Department, the same be submitted to the Official Liquidator, which will be considered on its own merits in accordance with law.

4. All concerned to act on an ordinary copy of this order, duly authenticated by the Office.

A.M.KHANWILKAR, J.